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12 Attorneys for Plaintiff

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN JOSE DIVISION

16 UNITED STATES OF AMERICA, } No. CR 88-20034 PVT
17 Plaintiff, } GOVERNMENT'S REQUEST TO DISMISS
18 v. } INFORMATION AND RECALL ANY
19 JOHN E. ROGERS, } OUTSTANDING WARRANTS ISSUED
20 Defendant. } THEREON; ORDER [PROPOSED]

21 COMES NOW THE UNITED STATES OF AMERICA appearing through the undersigned
22 Assistant United States Attorney and moves this Honorable Court for an order dismissing the above-
23 captioned Information and recalling any outstanding warrants issued based on that Information. The
24 facts supporting this request are as follows:

25 Defendant was charged by Information on May 4, 1988. The court's docket reflects no
26 further activity. In view of the age of the case, and its status as a misdemeanor, the government
27 respectfully asks the Court to dismiss the Information in the interests of justice, and to recall any
outstanding warrants issued thereon.

28 //
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FILED
2010 JAN 20 P 2:14
RICHARD W. WICKING
CLERK, U.S. DISTRICT COURT
N.D. CALIFORNIA

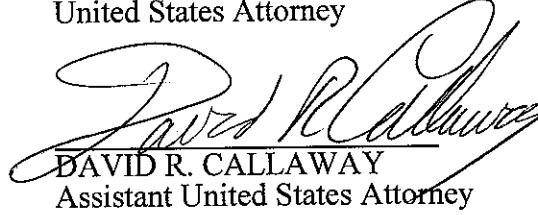
Request to Dismiss Information; Order

1 Accordingly, the government respectfully requests that the above-captioned Information be
2 dismissed and that any warrants issued thereon be recalled.

3 DATED: January 18, 2010

4 Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
United States Attorney

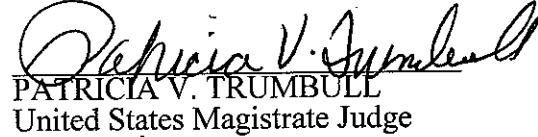
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7
8 DAVID R. CALLAWAY
9 Assistant United States Attorney

10 **ORDER**

11 Upon application of the United States, and good cause having been shown therefor,

12 **IT IS HEREBY ORDERED** that the above-captioned Information is DISMISSED, and

13 any warrants outstanding against this defendant are RECALLED.

14 
15 PATRICIA V. TRUMBULL
16 United States Magistrate Judge

17 1/19/2010